



04-13-04

APPROVED

for

PTO DEPOSIT ACCOUNT CHARGE
ACCOUNT 04-1700

Express Mail No. EV 4023377511 US

Deposited on: April 12, 2004

DUNLAP, CODDING & ROGERS, P.C.

Approved for use through 10/31/2002. OMB 0651-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

PTO/SB/21 (08-00)

TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

		Application Number	10/635,297
		Filing Date	08/06/2003
		First Named Inventor	Antonio V. Alcazar, et al.
		Group Art Unit	3643
		Examiner Name	Unknown
Total Number of Pages in This Submission	12	Attorney Docket Number	8403.958

ENCLOSURES (check all that apply)

<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input type="checkbox"/> Amendment / Reply	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Petition to Convert to a Provisional Application	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	See remarks below:
<input checked="" type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> CD, Number of CD(s) _____	
<input type="checkbox"/> Response to Missing Parts/ Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		
Remarks		
1. Transmittal (1 page); 2. Fee Transmittal (1 page) authorizing withdrawal from Deposit Account should any fees be required; 3. Information Disclosure Statement (6 pages); 4. Substitute Form 1449 (3 pages); and 5. Return Receipt Postcard.		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	DUNLAP, CODDING & ROGERS, P.C., Customer Number 30589 P. O. Box 16370, Oklahoma City, Oklahoma 73113, Marc A. Brockhaus
Signature	<i>Marc Brockhaus</i>
Date	4-12-2004

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail or U.S. Express mail no. EV 4023377511 US in an envelope addressed to the address below on this date: April 12, 2004

Typed or printed name	Marc A. Brockhaus, Reg. No. 40,923		
Signature	<i>Marc Brockhaus</i>	Date	4-12-2004

Commissioner for Patents
SEND TO: P.O. Box 1450
Alexandria, VA 22313-1450

Express Mail No.: EV 402337511 US
 Date Deposited: 04/12/2004

APPROVED
 for
 PTO DEPOSIT ACCOUNT CHARGE
 ACCOUNT #04-1700

Approved for use through 07/31/2006, OMB 0651-0032

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
 DUNLAP, CODDING & ROGERS, P.C.

PTO/SB/17 (10-03)

**U.S. PATENT & TRADEMARK OFFICE
 FEE TRANSMITTAL
 for FY 2004**

Patent fees are subject to annual revision.

Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT	(\$)	0.
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Complete if Known

Application Number	10/635.297
Filing Date	08/06/2003
First Named Inventor	Antonio V. Alcazar, et al.
Examiner Name	Unknown
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Attorney Docket No.	8403.958

METHOD OF PAYMENT (check all that apply)				FEE CALCULATION (continued)																																																																																																																																																																									
<input type="checkbox"/> Check <input type="checkbox"/> Credit card <input type="checkbox"/> Money Order <input type="checkbox"/> Other <input type="checkbox"/> None <input checked="" type="checkbox"/> Deposit Account: Deposit Account Number 04-1700 Deposit Account Name Dunlap, Codding & Rogers, P.C. Customer No. 30589				3. ADDITIONAL FEES <table border="1"> <thead> <tr> <th>Large Entity</th> <th>Small Entity</th> <th colspan="2">Fee Description</th> <th>Fee Paid</th> </tr> <tr> <th>Fee Code (\$)</th> <th>Fee Code (\$)</th> <th>Fee</th> <th>Fee</th> <th></th> </tr> </thead> <tbody> <tr> <td>1051</td> <td>130</td> <td>2051</td> <td>65</td> <td>Surcharge - late filing fee or oath</td> </tr> <tr> <td>1052</td> <td>50</td> <td>2052</td> <td>25</td> <td>Surcharge - late provisional filing fee or cover sheet</td> </tr> <tr> <td>1053</td> <td>130</td> <td>1053</td> <td>130</td> <td>Non-English specification</td> </tr> <tr> <td>1812</td> <td>2,520</td> <td>1812</td> <td>2,520</td> <td>For filing a request for ex parte reexamination</td> </tr> <tr> <td>1804</td> <td>920*</td> <td>1804</td> <td>920*</td> <td>Requesting publication of SIR prior to Examiner action</td> </tr> <tr> <td>1805</td> <td>1,840*</td> <td>1805</td> <td>1,840*</td> <td>Requesting publication of SIR after Examiner action</td> </tr> <tr> <td>1251</td> <td>110</td> <td>2251</td> <td>55</td> <td>Extension for reply within first month</td> </tr> <tr> <td>1252</td> <td>420</td> <td>2252</td> <td>210</td> <td>Extension for reply within second month</td> </tr> <tr> <td>1253</td> <td>950</td> <td>2253</td> <td>475</td> <td>Extension for reply within third month</td> </tr> <tr> <td>1254</td> <td>1,480</td> <td>2254</td> <td>740</td> <td>Extension for reply within fourth month</td> </tr> <tr> <td>1255</td> <td>2,010</td> <td>2255</td> <td>1,005</td> <td>Extension for reply within fifth month</td> </tr> <tr> <td>1401</td> <td>330</td> <td>2401</td> <td>165</td> <td>Notice of Appeal</td> </tr> <tr> <td>1402</td> <td>330</td> <td>2402</td> <td>165</td> <td>Filing a brief in support of an appeal</td> </tr> <tr> <td>1403</td> <td>290</td> <td>2403</td> <td>145</td> <td>Request for oral hearing</td> </tr> <tr> <td>1451</td> <td>1,510</td> <td>1451</td> <td>1,510</td> <td>Petition to institute a public use proceeding</td> </tr> <tr> <td>1452</td> <td>110</td> <td>2452</td> <td>55</td> <td>Petition to revive - unavoidable</td> </tr> <tr> <td>1453</td> <td>1,330</td> <td>2453</td> <td>665</td> <td>Petition to revive - unintentional</td> </tr> <tr> <td>1501</td> <td>1,330</td> <td>2501</td> <td>665</td> <td>Utility issue fee (or reissue)</td> </tr> <tr> <td>1502</td> <td>480</td> <td>2502</td> <td>240</td> <td>Design issue fee</td> </tr> <tr> <td>1503</td> <td>640</td> <td>2503</td> <td>320</td> <td>Plant issue fee</td> </tr> <tr> <td>1460</td> <td>130</td> <td>1460</td> <td>130</td> <td>Petitions to the Commissioner</td> </tr> <tr> <td>1807</td> <td>50</td> <td>1807</td> <td>50</td> <td>Processing fee under 37 CFR 1.17(q)</td> </tr> <tr> <td>1806</td> <td>180</td> <td>1806</td> <td>180</td> <td>Submission of Information Disclosure Stmt</td> </tr> <tr> <td>8021</td> <td>40</td> <td>8021</td> <td>40</td> <td>Recording each patent assignment per property (times number of properties)</td> </tr> <tr> <td>1809</td> <td>770</td> <td>2809</td> <td>385</td> <td>Filing a submission after final rejection (37 CFR 1.129(a))</td> </tr> <tr> <td>1810</td> <td>770</td> <td>2810</td> <td>385</td> <td>For each additional invention to be examined (37 CFR 1.129(b))</td> </tr> <tr> <td>1801</td> <td>770</td> <td>2801</td> <td>385</td> <td>Request for Continued Examination (RCE)</td> </tr> <tr> <td>1802</td> <td>900</td> <td>1802</td> <td>900</td> <td>Request for expedited examination of a design application</td> </tr> <tr> <td colspan="4">Other fee (specify) _____</td> <td colspan="4"></td> </tr> <tr> <td colspan="4">*or number previously paid, if greater; 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SUBMITTED BY		(Complete if applicable)		
Name (Print/Type)	Marc A. Brockhaus	Registration No. (Attorney/Agent)	40,923	Telephone (405) 607-8600
Signature	<i>Marc A. Brockhaus</i>			Date 04/12/2004

EXPRESS MAIL NO.: EV 373443921 US
Deposited On: April 12, 2004

PATENT



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/635,297 **Confirmation No.:** 8018
Applicant(s) : Antonio V. Alcazar et al.
Filed : 08/06/2003
TC/A.U. : 3643
Examiner : Unknown
Title : THERMOPLASTIC FLOWER POT WITH THIN SKIRT
Docket No. : 8403.958
Customer No. : 30589

**MS PATENT APPLICATION
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

INFORMATION DISCLOSURE STATEMENT

List of Sections Forming Part of This Information Disclosure Statement

The following sections are being submitted for this Information Disclosure Statement:

1. Preliminary Statements
2. Form PTO-1449 (Modified)
3. Statements as to Information Not Found in Patents or Publications (Information not listed in PTO 1449 (Modified))
4. Identification of Prior Application In Which Listed Information Was Already Cited and for Which No Copies Are Submitted Or Need to Be Submitted

5. Copies of Listed Information Items Accompanying this Statement.
6. Identification of Person(s) Making this Information Disclosure Statement

Section 1. Preliminary Statements

Applicant submits herewith patents, publications or other information of which he is aware, which he believes may be material to the examination of this application and in respect of which there may be a duty to disclose.

The filing of this information disclosure statement shall not be construed as a representation that a search has been made (37 C.F.R. § 1.97(g)), an admission that the information cited is, or is considered to be, material to patentability or that no other material information exists.

The filing of this information disclosure statement shall not be construed as an admission against interest in any manner. Notice of January 9, 1992, 1135 O.G. 13-25, at 25.

Section 2. Form PTO-1449 (Modified)

A previous submitted Form 1449 (Modified) from prior application is attached hereto.

No Form 1449 (Modified) is attached.

Section 3. Statements as to Information Not Found in Patents or Publications (Information not listed in PTO 1449 (Modified))

Flower pot covers have traditionally been disposed about the outer surfaces of flower pots to decorate the flower pot and to minimize the amount of water or potting medium which may spill from the flower pot. The materials typically used to form decorative flower pot covers are relatively thin. While such thin materials are attractive in that they provide the flower pot covers with a skirt having a loose, billowy appearance, such materials are susceptible to puncturing or tearing by sharp areas or edges on or near the bottom and

sides of the flower pot which allows moisture to leak through the flower pot cover, possibly causing damage to carpet, furniture, tile, and other surfaces upon which the flower pot cover may be disposed.

However, if rigid or semi-rigid materials are used to produce flower pot covers and make the flower pot covers less susceptible to puncturing or tearing, then the skirt of the flower pot cover loses its loose, billowy appearance. Thus, it would be of benefit to the floral industry and to the end purchaser to have a flower pot cover constructed of rigid or semi-rigid material, but which has a skirt having a loose, billowy appearance.

Section 4. Identification of Prior Application In Which Listed Information Was Already Cited and for Which No Copies Are Submitted Or Need Be Submitted

This application relies, under 35 U.S.C. § 120, on the earlier filing date of prior application Serial No. 10/247,257, filed on 09/13/2002. **The below listed references were submitted to and/or cited by the Office in this prior application.** Therefore, copies are not submitted herewith.

U.S. PATENT DOCUMENTS										
	Patent No.							Issue Date	Patentee	
AA	D	2	7	9	2	7	9	06/18/1885	Wagner	
AB	D	2	9	8	9	0	4	12/13/1888	Mourich et al.	
AC				5	1	2	0	07/11/1871	Snow	
AD		7	9	7	1	7	5	08/15/1915	Collenburg	
AE	1	2	1	2	4	2	8	01/16/1917	Watson	
AF	1	5	2	0	6	4	7	12/23/1924	Hennegan	
AG	1	7	9	4	2	1	2	02/24/1931	Snyder	
AH	1	8	9	2	8	1	8	01/03/1931	Trew	
AI	1	8	6	8	8	5	3	07/26/1932	Sievers	
AJ	2	3	5	5	5	5	9	08/08/1944	Renner	
AK	2	5	4	0	7	0	7	02/06/1951	Beukelman	
AL	2	7	7	4	1	8	7	12/18/1956	Smithers	
AM	2	7	8	5	5	0	8	03/19/1957	Coleman, Jr.	
AN	2	8	4	5	7	3	5	08/05/1958	Werner	

AO	3	0	2	1	0	4	6	02/13/1962	Pullen	
AP	3	0	2	2	6	0	5	02/27/1962	Reynolds	
AQ	3	0	5	8	2	6	3	10/16/1962	Reynolds	
AR	3	3	6	2	1	0	5	01/09/1968	Steiger	
AS	3	4	8	8	0	2	2	01/06/1970	Vittori	
AT	3	7	4	8	7	8	1	07/03/1973	Erling	
AU	3	7	6	7	1	0	4	10/23/1973	Bachman et al.	
AV	3	8	5	2	9	1	3	12/10/1974	Clendinning et al.	
AW	3	9	1	9	1	6	3	11/11/1975	Clendinning et al.	
AX	3	9	2	1	3	3	3	11/25/1975	Clendinning et al.	
AY	3	9	2	3	7	2	9	12/02/1975	Clendinning et al.	
AZ	3	9	6	2	5	0	3	06/08/1976	Crawford	
BA	3	9	7	3	3	1	6	08/10/1976	Maher	
BB	4	0	4	3	0	7	7	08/23/1977	Stonehocker	
BC	4	1	0	4	8	4	5	08/08/1978	Hoffmann	
BD	4	1	7	0	6	1	8	10/09/1979	Adams	
BE	4	1	7	3	1	0	8	11/06/1979	Eglinton et al.	
BF	4	2	1	6	6	2	0	08/12/1980	Weder et al.	
BG	4	3	0	0	3	1	2	11/17/1981	Weder et al.	
BH	4	3	3	3	2	6	7	06/08/1982	Witte	
BI	4	4	1	3	7	2	5	11/08/1983	Bruno et al.	
BJ	4	7	3	9	5	8	1	04/26/1988	Jarvis	
BK	4	7	9	5	6	0	1	01/03/1989	Cheng	
BL	5	0	3	8	9	3	3	08/13/1991	Weder	
BM	5	0	7	3	1	6	1	12/17/1991	Weder et al.	
BN	5	0	9	4	0	6	0	03/13/1992	Caird	
BO	5	1	6	1	3	4	8	11/10/1992	Weder	
BP	5	2	2	8	2	3	4	07/20/1993	de Klerk et al.	
BQ	5	2	3	9	7	7	5	08/31/1993	Landau	
BR	5	3	4	5	7	4	5	09/13/1994	Weder	
BS	5	3	6	3	5	9	2	11/15/1994	Weder et al.	

BT	5	3	9	6	9	9	2	03/14/1995	Weder	
BU	5	4	4	3	6	7	0	08/22/1995	Landau	

FOREIGN PATENT OR PUBLISHED FOREIGN PATENT APPLICATION

	Document No.							Publ. Date	Country or Patent Office	
CA		5	6	0	5	3	2	04/1975	Switzerland	
CB				5	8	7	4	05/1886	Gr. Britain	
CC				5	4	0	8	03/1903	Gr. Britain	
CD	1	2	0	4	6	4	7	09/1970	Gr. Britain	
CE	2	1	0	2	7	8	9	03/1972	W. Germany	
CF	2	4	8	9	1	2	8	05/1982	France	

OTHER MATERIALS

DA		Brochure - Speed Cover®, The Simple Solution For Those Peak Volume Periods, Highland Supply Corporation, 1989
DB		Brochure - Speed Sheets™ and Speed Rolls, Highland Supply Corporation, 1990
DC		Brochure - Speed Cover® Especially Designed For Hanging Baskets, Highland Supply Corporation, 1989
DD		Brochure - Introducing Highlander® Prisma Film™, Highland Supply Corporation, 1989
DE		Brochure - Easter Basket Kit, Highland Manufacturing & Sales Co., undated
DF		Brochure - Floral & Nursery Products, IVEX Partners in Performance, undated
DG		Brochure - Redi-Wrap™ Floral & Nursery Products, IVEX Partners in Performance, undated
DH		Brochure - Holiday Colors, A Special Holiday, A Special Pot Cover, IVEX Partners in Performance, undated
DI		Brochure - Redi-Wrap™ Floral & Nursery Products, The Instant Pot Wrap, IVEX Partners in Performance, undated
DJ		Brochure - Packaging for Profits, IVEX Partners in Performance, undated
DK		Speed Cover Brochure, "The Simple Solution For Those Peak Volume Periods", Highland Supply Corporation, 1989
DL		Speed Sheets and Speed Rolls Brochure, Highland Supply Corporation, 1990

Section 5. Copies of Listed Information Items Accompanying this Statement

Legible copies of all items listed in Form PTO-1449 (Modified) accompany this information disclosure statement.

Exception(s) to above:

Items in prior application from which an earlier filing date is claimed for this application, as identified in Section 4.

Section 6. Identification of Person(s) Making this INFORMATION DISCLOSURE STATEMENT

The person making this statement is the attorney who signs below on the basis of the information:

supplied by the inventor(s)

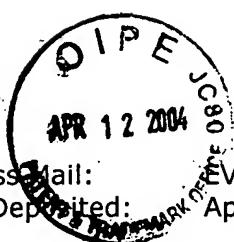
supplied by an individual associated with the filing and prosecution of this application (37 C.F.R. § 1.56(c)).

in the attorney's file

Respectfully submitted,

Marc A. Brockhaus, Reg. No. 40,923
DUNLAP, CODDING & ROGERS, P.C.
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INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

Complete if Known	
Application Number	10/635,297
Filing Date	08/06/2003
First Named Inventor	Antonio V. Alcazar, et al.
Group Art Unit	3643
Examiner Name	Elizabeth Shaw
Attorney Docket Number	8403.958

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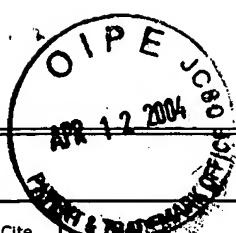


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PATENT DOCUMENTS

Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published

	DA	Brochure - Speed Cover, The Simple Solution for Those Peak Volume Periods, Highland Supply Corporation, 1989
	DB	Brochure - Speed Sheets and Speed Rolls, Highland Supply Corporation, 1990
	DC	Brochure - Speed Cover Especially Designed for Hanging Baskets, Highland Supply Corporation, 1989
	DD	Brochure - Introducing Highlander Prisma Film, Highland Supply Corporation, 1989
	DE	Brochure - Easter Basket Kit, Highland Manufacturing & Sales Co., undated
	DF	Brochure - Floral & Nursery Products, IVEX Partners in Performance, undated
	DG	Brochure - Redi-Wrap Floral & Nursery Products, IVEX Partners in Performance, undated
	DH	Brochure - Holiday Colors, A Special Holiday, A Special Pot Cover, IVEX Partners in Performance, undated
	DI	Brochure - Redi-Wrap Floral & Nursery Products, The Instant Pot Wrap, IVEX Partners in Performance, undated
	DJ	Brochure - Packaging for Profits, IVEX Partners in Performance, undated
	DK	Speed Cover Brochure, "The Simple Solution for Those Peak Volume Periods", Highland Supply Corporation, 1989
	DL	Speed Sheets and Speed Rolls Brochure, Highland Supply Corporation, 1990

Non Patent Documents: ¹ Unique citation designation number. ² Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature: _____ Date Considered: _____

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